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Attorneys for Plaintiff
CHRISTOPHER OTEY

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

CHRISTOPHER OTEY, on behalf of
himself and all others similarly situated,

Plaintiff,

v.

CROWDFLOWER, INC., LUKAS
BIEWALD and CHRIS VAN PELT,

Defendants.

Case No. 3:12-cv-05524-JST

**STIPULATION AND ~~PROPOSED~~
ORDER RE: DEFENDANTS' RESPONSE
TO PENDING MOTION FOR
CONDITIONAL CERTIFICATION**

Civil Local Rule 6-2

~~STIP/PROPOSED~~ ORDER RE: RESPONSE
TO CONDITIONAL CERT. MOTION

Case No. 3:12-cv-05524-JST

Pursuant to Civil Local Rule 6-2, the undersigned, counsel of record for Plaintiff Christopher Otey ("Plaintiff") and Defendants CrowdFlower, Inc., Lukas Biewald, and Chris Van Pelt (collectively "Defendants"), do hereby agree and stipulate as follows:

1. That pursuant to a prior Order of the Court, dated February 1, 2013, if Defendants' Motion to Bifurcate and Stay Discovery were denied, Defendants were to file their response to Plaintiff's Motion for Conditional Collective Action Certification and Dissemination of Notice Pursuant to 29 U.S.C. § 216(b) ("Motion for Conditional Certification") within 21 days of such ruling. This Court issued an Amended Order on May 8, 2013 denying Defendants' Motion to Bifurcate and Stay Discovery, making Defendants' deadline to respond to Plaintiff's Motion for Conditional Certification May 29, 2013.

2. During the pendency of Defendants' Motion to Bifurcate and Stay Discovery, the parties agreed to continue the Plaintiffs deposition until May 22, 2013. The parties have agreed that the deadline for Defendants to respond to Plaintiff's Motion for Conditional Certification shall be extended until 21 days after the deposition of Plaintiff, currently scheduled to take place on May 22, 2013.

3. That the Fair Labor Standards Act statute of limitations continue to be tolled as to the putative collective action class members (namely: "all persons who, at any time in the last three years performed "crowdsourced" work in the United States, its territories, and all other places where the FLSA applies in response to any online request by CrowdFlower for "crowdsourced" work, or any online notification by CrowdFlower that "crowdsourced" work was available") during such extension.

1 **IT IS SO STIPULATED**

2 Dated: May 21, 2013

LITTLER MENDELSON, P.C.

3 /s/ Jacqueline E. Kalk

4 JACQUELINE E. KALK

ARTHUR M. EIDELHOCH

GALEN M. LICHTENSTEIN

LITTLER MENDELSON, P.C.

Attorneys for Defendants

6 CROWDFLOWER, INC., LUKAS BIEWALD

7 AND CHRIS VAN PELT

8 Dated: May 21, 2013

10 STEMBER FEINSTEIN DOYLE PAYNE &
KRAVEC, LLC

11 /s/ Mark A. Potashnick

12 MARK A. POTASHNICK

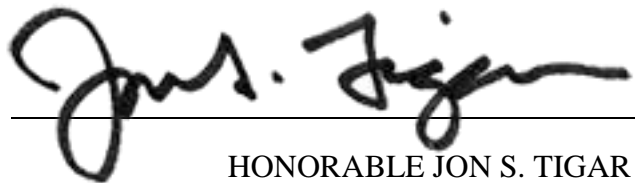
WEINHAUS & POTASHNICK

Attorneys for Plaintiff

13 CHRISTOPHER OTEY

15 **PURSUANT TO STIPULATION, IT IS SO ORDERED**

17 Dated: May 22, 2013

18 

19 HONORABLE JON S. TIGAR

20 UNITED STATES DISTRICT COURT JUDGE